

MUNICIPAL COUNCIL AGENDA

Revised

THIS IS THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF ORANGE TOWNSHIP HELD VIA AUDIO-VIDEO CONFERENCING ON TUESDAY, OCTOBER 6, 2020 FOLLOWING THE CONFERENCE MEETING.

1) PLEDGE OF ALLEGIANCE TO THE FLAG

2) ROLL CALL

PRESENT

ABSENT

Hon. Tency A. Eason Council Vice President	(North Ward)	_____	_____
Hon. Harold J. Johnson, Jr.	(West Ward)	_____	_____
Hon. Weldon M. Montague, III	(At-Large)	_____	_____
Hon. Clifford R. Ross	(At-Large)	_____	_____
Hon. Jamie Summers-Johnson	(South Ward)	_____	_____
Hon. Adrienne Wooten	(At-Large)	_____	_____
Hon. Kerry J. Coley Council President	(East Ward)	_____	_____

ALSO PRESENT ON THE CALL

Joyce L. Lanier, City Clerk	_____	_____
Lisette Sanchez, Deputy City Clerk	_____	_____
Chris M. Hartwyk, Business Administrator	_____	_____
Gracia R. Montilus, City Attorney	_____	_____
Adrian Mapp, Finance Director	_____	_____
Nile Clements, Chief Financial Officer	_____	_____
Todd Warren, Police Director	_____	_____
Kenneth Douglas, Fire Director	_____	_____
Marty Mayes, Planning/Public Works Director	_____	_____
Marlin G. Townes, Legislative Research Officer	_____	_____
Margarette Homere, City Clerk’s Office	_____	_____
Tamara Robinson, City Clerk’s Office	_____	_____

3) The requirements of N.J.S.A. 10:4-9 et. seq., “Sunshine Law” has been met. A notice of this meeting was sent to the Record Transcript, published in the Star Ledger on July 16, 2020, posted on the City’s Website (www.ci.orange.nj.us) and the Council’s Website (www.orangetwpnjcc.org) and filed in the Office of the City Clerk.

4) APPROVAL OF MEETING MINUTES:

- **August 12, 2020 Special Meeting (Public Hearing on the Amendments for the CY 2020 Local Municipal Budget) Minutes**

Motion to adopt:

Second:

- **September 1, 2020 Conference & Regular Meeting Minutes**

Motion to adopt:

Second:

- **September 9, 2020 Special Meeting (Executive Session) Minutes**

Motion to adopt: **Second:**

- **September 15, 2020 Conference & Regular Meeting Minutes**

Motion to adopt: **Second:**

5) REPORTS:

DEPARTMENT MONTHLY REVENUE COLLECTION 2020:

- **Department of Planning & Economic Development - Month of July 2020: \$40,509.00**
- **Department of Planning & Economic Development - Month of August 2020: \$79,049.00**

CONSTABLE REPORTS: **None.**

OPRA REPORTS: **None.**

COUNCIL REPORTS - Council President directs Clerk to file reports.

6) COMMUNICATIONS AND PETITIONS

- 1. NJ Transit Informational Public Hearing Notice for Senior Citizens & Disabled Residents Transportation Assistance Program – Tuesday, October 13, 2020: Session 1 – 5:00 pm (Southern Region), Session 2 – 6:00 p.m. (Central Region), Session 3 - 7:00 p.m. (Northern Region).**
- 2. Passaic Valley Sewerage Commissioners Public Notice for a meeting scheduled on Thursday, October 8, 2020 at 12:00 p.m.**

7) CITIZEN COMMENTS ON GENERAL ISSUES/AGENDA ITEMS

“SPECIAL NOTICE: Please be apprised anyone wishing to discuss Agenda or General Items shall be allowed to participate in this portion of the Council Meeting via audio call in number and video conferencing platform by stating their name and address when directed to do so by the Council President. All public comments submitted through electronic mail or written letter before the meeting shall be read aloud by the City Clerk. The City Council reserves the right to respond or not respond during the meeting to any citizen’s questions or comments. If the Council wishes to address any comments it shall be done during the remote public meeting.

Motion to Close Citizen Comments: **Second:**

8) COUNCIL COMMENTS

9) ORDINANCES-SECOND READING/PUBLIC HEARING

30-2020 An ordinance to amend and supplement the Code of the City of Orange Township to create Chapter 72 entitled “Commercial Hours of Operation – Main Street”. (Sponsored by Council Member Tency A. Eason) (Amended)

- a) Motion to close Citizen Comments: Second:
- b) Motion for final adoption: Second:

32-2020 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, Section 200-10.2, Residential Permit. (Parkinson Terrace) (Sponsored by Council Member Tency A. Eason) (Amended)

- a) Motion to close Citizen Comments: Second:
- b) Motion for final adoption: Second:

33-2020 An ordinance amending Chapter 200 of the City of Orange Township Municipal Code to repeal Ordinance 18-2016 entitled Handicapped Parking Spaces. (51 Hampton Terrace) (Sponsored by Councilmember-At-Large Adrienne Wooten)

- a) Motion to close Citizen Comments: Second:
- b) Motion for final adoption: Second:

34-2020 An ordinance amending Chapter 200 of the City of Orange Township Municipal Code to repeal Ordinance 18-2018 entitled Handicapped Parking Spaces. (39 Hampton Terrace) (Sponsored by Councilmember-At-Large Adrienne Wooten)

- a) Motion to close Citizen Comments: Second:
- b) Motion for final adoption: Second:

35-2020 An ordinance amending Chapter 200 of the City of Orange Township Municipal Code to repeal Ordinance 2-2014 entitled Handicapped Parking Spaces. (46 Hampton Terrace) (Sponsored by Councilmember-At-Large Adrienne Wooten)

- a) Motion to close Citizen Comments: Second:
- b) Motion for final adoption: Second:

36-2020 An ordinance amending Chapter 4 of the City of Orange Municipal Code to establish and enact Section 4:17.4 entitled Closed Caption Procedures for Council Meetings and Committee Meetings. (Sponsored by South Ward Councilmember Jamie Summers-Johnson & Councilmember-At-Large Adrienne Wooten)

- a) Motion to close Citizen Comments: Second:
- b) Motion for final adoption: Second:

37-2020 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, Section 200-10.2, Residential Permit Parking. (Elm Street) (Sponsored by Council Member Kerry J. Coley)

- a) Motion to close Citizen Comments: **Second:**
- b) Motion for final adoption: **Second:**

38-2020 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, Section 200-52.1, Handicapped Parking Spaces. (764 Scotland Road) (Sponsored by Council Member Jamie Summers-Johnson)

- a) Motion to close Citizen Comments: **Second:**
- b) Motion for final adoption: **Second:**

39-2020 An ordinance amending and supplementing Chapter 26, Article 2 of the revised Code of the City of Orange Township by establishing the position of Chief of Police. (Amended)

- a) Motion to close Citizen Comments: **Second:**
- b) Motion for final adoption: **Second:**

40-2020 An ordinance of the City of Orange Township authorizing the acquisition, for redevelopment purposes, of certain property identified as Block 2804, Lot 8 (67 South Center) from the New Jersey Department of Transportation, and authorizing the Mayor to execute a purchase and sale agreement on behalf of the City.

- a) Motion to close Citizen Comments: **Second:**
- b) Motion for final adoption: **Second:**

41-2020 An ordinance to amend the Code of the City of Orange Township, Chapter 200, entitled “Vehicles and Traffic”, Section 200-52.1, Handicapped Parking Spaces. (263 Mount Vernon Avenue) (Sponsored by Council Member Clifford R. Ross)

- a) Motion to close Citizen Comments: **Second:**
- b) Motion for final adoption: **Second:**

42-2020 An ordinance to amend and supplement Chapter 18, Article 1, Section 18-7, of the Code of the City of Orange Township entitled “Deputy Chiefs ” to establish Fire Chief position duties.

- a) Motion to close Citizen Comments: **Second:**
- b) Motion for final adoption: **Second:**

43-2020 An ordinance amending Ordinance 21-2017 relating to salaries and classifications of certain employees of the City of Orange Township. (Non-uniform employees).

- a) Motion to close Citizen Comments: **Second:**
- b) Motion for final adoption: **Second:**

44-2020 An ordinance to amend Chapter 71-12.1 Fence Materials; Prohibitions; of the Municipal Code of the City of Orange Township to further prohibit barbed wire on any residential or commercial property in the City.

(Sponsored by Councilmember-At-Large Adrienne Wooten)

- a) Motion to close Citizen Comments: **Second:**
- b) Motion for final adoption: **Second:**

10) ORDINANCES-INTRODUCTION/FIRST READING:

47-2020 An ordinance to amend and supplement the Code of the City of Orange Township, Chapter 88, “Fees”, Article XIII “Department of Planning and Development” Section 25 “Zoning Information Request Fees” to change the fees for zoning information requests.

- a) Motion to adopt on First Reading: **Second:**
- b) Final Reading: Wednesday, November 4, 2020

48-2020 An ordinance to repealing and supplementing the Code of the City of Orange Township, Chapter 210, “Development Regulations.

- a) Motion to adopt on First Reading: **Second:**
- b) Final Reading: Wednesday, November 4, 2020

49-2020 An ordinance to amend the Code of the City of Orange Township, Article II, Chapter 4, Section 9 to include provisions governing remote public meetings during periods during a declared emergency. (Sponsored by Councilmembers Adrienne Wooten & Jamie Summers-Johnson)

- a) Motion to adopt on First Reading: **Second:**
- b) Final Reading: Wednesday, November 4, 2020

11) CONSENT AGENDA

ALL ITEMS LISTED WITH AN ASTERISK (*) ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER SO REQUESTS, IN WHICH EVENT, THE ITEM WILL BE REMOVED FROM THE GENERAL ORDER OF BUSINESS AND CONSIDERED IN ITS NORMAL SEQUENCE OF THE AGENDA.

12) RESOLUTIONS NO. *386-2020 THROUGH *410-2020

***386-2020** A resolution amending Resolution 21-2020(WO) entitled “A resolution awarding professional services contract for special counsel to provide legislative research officer services from January 1, 2020 through December 31, 2020 in an amount not to exceed \$30,000.00” seeking to authorize additional attorney fees to O’Toole Scrivo Fernandez Weiner Van Lieu, LLC in the amount of \$15,000.00 making the new amount not to exceed \$45,000 for Calendar Year 2020.

***387-2020** A resolution authorizing the refund of sewer payments made on 13 Lafayette Street on the borderline of West Orange Township in the amount of \$5,019.60.

- *388-2020** A resolution authorizing a refund for overpayment of subsequent water/sewer charge for property located at 205 South Jefferson Street also known as Block 3903, Lot 22 for all accrued interest, penalties and fees to Reverse Mortgage Solutions Inc. in the amount of \$21,610.63.
- *389-2020** A resolution authorizing the purchase of one (1) 2020 Ford E-450 16 Passenger Mini Bus with two (2) wheelchairs for the Department of Community Services under the ESCNJ Co-Op Contract 19/20-36; item #9 to Wolfington Body Company, Inc., 1315 Route 38, P.O. Box 160, Mount Holly, New Jersey in the amount not to exceed \$69,817.00
- *390-2020** A resolution directing that Ordinance No. 40-2020 take effect immediately.
- *391-2020** A resolution amending Resolution 283-2020 titled “A resolution amending Resolution 33-2020 titled “An emergency resolution authorizing a lease agreement between the City of Orange Township and ABC Emergency Rental for the provision of leasing an American Lafrance Ladder, Quint Squirt commencing January 10, 2020 to June 25, 2020 in an amount not to exceed \$63,143.00” to extend the contract until August 31, 2020 for an additional amount of \$15,000.00 making a new amount not to exceed of \$78,143.00” seeking to supplement the vehicle rented under the lease agreement from an American Lafrance Ladder, Quint Squirt to a pierce pumper and to extend the contract until October 19, 2020 for an additional amount of \$4,500.00 making a new amount not to exceed of \$82,643.00”.
- *392-2020** A resolution rejecting the bid for the project known as the Public Works Yard Facility and Site Improvements.
- *393-2020** A resolution authorizing the award of a non-fair and open contract with Bright View Engineering, LLC, 5 Pitcairn Drive, Roseland, New Jersey 07068 to provide city wide parking study in the amount not to exceed \$100,000.00.
- *394-2020** A resolution authorizing the refund of \$170.00 currently held in Water Resource Technologies escrow account for the City of Orange off duty police.
- *395-2020** A resolution authorizing the services of David C. Stanziale, LLC, to represent Christopher M. Hartwyk, Business Administrator, in the matter of David F. Corringan v. Christopher M. Hartwyk, Docket No. VA-2000-0011E, in an amount not to exceed \$15,000.00 for Calendar Year 2020.
- *396-2020** A resolution authorizing the execution of a settlement agreement between the City of Orange Township and the RPM Entities for the complete resolution of two litigation matters between the City and the RPM Entities.
- *397-2020** A resolution authorizing the award of a non-fair and open contract with Bright View Engineering, LLC, 5 Pitcairn Drive, Roseland, New Jersey 07068 to provide Professional Engineering Design Services Phase II for the Main Street Streetscape & Traffic Control Project in the amount not to exceed \$350,000.00.

- *398-2020** A resolution stating the City of Orange Municipal Council support Bills ACR 145 and SR 96 which would call for a referendum to permanently abolish slavery and involuntary servitude, including as punishment for crime, as sponsored in the General Assembly by Assemblywoman Angela McKnight, and as sponsored in the New Jersey State Senate by Senator Ronald Rice. (Sponsored by Councilmembers Adrienne Wooten & Jamie Summers-Johnson)
- *399-2020** A resolution to celebrate the life of Nena Carolyn Hamm. (Sponsored by Councilmembers Adrienne Wooten & Jamie Summers-Johnson)
- *400-2020** A resolution recognizing October 10, 2020 as World Mental Health Day, which raises awareness and mobilizes efforts to support mental health in the City of Orange Township. (Sponsored by Councilmembers Adrienne Wooten & Jamie Summers-Johnson)
- *401-2020** A resolution authorizing request for qualifications for special legal counsel to investigate and advise the City Council and Administration of the City of Orange Township regarding potential legal claims against Jeffrey Feld, et al.
- *402-2020** A resolution conforming the re-appointment of Cassandra A. Corbett as Judge of the Orange Municipal Court for a three (3) year term effective September 30, 2020.
- *403-2020** A resolution rescinding Resolutions 180-2020(WO) and 297-2020 and adopting a City of Orange Township policy for public questions or comments during virtual conference and regular meetings of the City Council in accordance with the recommendations of the Division of Local Government Services. (Amended)
- *404-2020** A resolution authorizing amnesty to waive interest for property taxes, water charges & sewer charges from October 6, 2020 through November 6, 2020.
- *405-2020** A resolution approving the bill list for Council Meeting vote on October 6, 2020 dated September 30, 2020 and approving checks issued by the Finance Department in accordance with Ordinance 2-95. (Grand Total: \$5,533,427.22)
- *406-2020** A resolution confirming the re-appointment of Rashida N. Hasan as Judge of the Orange Municipal Court for a three (3) year term effective September 30, 2020.
- *407-2020** A resolution authorizing the awarding of a contract for cloud hosting of all servers, backup, maintenance, management solutions and technical support to Sysnet Solution, 746 Route 18, Suite 2B, East Brunswick, New Jersey 08816 for two (2) years in an amount not to exceed \$94,201.32 per year.
- *408-2020** A resolution appointing Murphy Wilson as a Citizen Member of the Policy and Planning Committee of the City of Orange Township. (Sponsored by Council Member Clifford R. Ross)
- *409-2020** A resolution designating B&O Urban Renewal, LLC as the redeveloper for the properties identified on the City Tax Map as Block 3202, Lots 4, 5, 6, 7, 8, 9 and

10 (Berwyn Street) and Block 3203, Lots 12, (Berwyn Street) 16 and 17 (Hampton Terrace) (the “Phase I Property”) and Block 3203, Lots 1 (Berwyn Street), 2-9 (Oakwood Avenue), 20 and 21 (Berwyn Street) (the “Phase II Property”) within the Transit Village District East Portion of the Central Orange Redevelopment Area and approving and authorizing the execution of Redevelopment Agreements with B&O Urban Renewal, LLC for the Phase I and Phase II Projects. (Amended back-up)

***410-2020 A resolution appointing Christopher Jackson, a resident of Orange, New Jersey, to fill the unexpired term of Coram J. Rimes, Jr. as a commissioner member to the Housing Authority of the City of Orange Township, New Jersey for the duration of an unexpired term of three (3) years and one (1) month. (Sponsored by Council Vice President Tency A. Eason)**

MOTION TO ADOPT CONSENT AGENDA: Second:

NEW BUSINESS AND WALK-ON ORDINANCES/RESOLUTIONS

OTHER PENDING BUSINESS

MOTION TO ADJOURN: Second:

Adjournment Time: _____

PUBLIC NOTICE

The next City Council Conference and Regular Meeting will be held on Tuesday, October 20, 2020 virtually at 7:00 p.m.